

CLASSIFICATION OFFICE DECISION

Title of publication: 13 (3)

Other known title(s): Not stated

OFLC ref: 1700392.003

Medium: Computer Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Commissioner of Police

Classification:	Objectionable.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 07 August 2017

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 07 August 2017

Summary of reasons for decision:

The computer image file explicitly depicts child characters from a well-known animated television series engaged in sexual activity. The image does not promote and support the exploitation of children or young persons under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993, but it does depict sexual conduct involving children to a high extent and degree. The sexually explicit nature of the image and its likely intended purpose of arousing the viewer trivialises sexual conduct involving children and presents a clear attitudinal harm of normalising the sexual objectification and availability of children for sexual gratification. There is a strong likelihood of injury from the trivialisation of such behaviour and promotion of attitudes which are likely to have a detrimental effect on wider society. This classification is a limitation on the right to freedom of expression as set out in the New Zealand Bill of Rights Act 1990, but is justifiable given the high risk of injury to the public good, which cannot be adequately prevented by an age restriction.